

**EXHIBIT A**

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**VIA FACSIMILE**

Andrew C. Byrnes, Esq.  
Heller Ehrman White & McAuliffe LLP  
275 Middlefield Road  
Menlo Park, CA 94025-3506

Re: *Overture v. Google*

Dear Andrew:

I understand that the parties are still engaged in the mediation process. As stated in Google's mediation brief, however, Google intends to file its motion to compel documents and testimony re: the '361 patent prosecution should those discussions fail. Pursuant to Magistrate Judge Laporte's standing order on confidential and sealed documents, I write to request that Overture de-designate certain exhibits that Google intends to file in support of its motion. Specifically, Google believes in good faith that the following exhibits marked by Overture as confidential or outside counsel only have been unnecessarily designated:

OVG047263-0VG047271

Deposition of Darren J. Davis: pages 19, 86-87, 101-102, 159-160, 162, 172, and 187

Deposition of Elaine K. Lee: pages 10, 31-33, 42-43, 50, 61-64, 92-94, and 97-98

Deposition of John G. Rauch: pages 14-15, 30, 46-47, 50, 57-58, 60, 65-66, 68-72, 85, 90-91, 100-101, 171, 173-175, 184-186, 196-197, 203,

Please let me know by the end of the week (i.e., by close of business on **Friday, June 25**) as to whether Overture nevertheless asserts that the above documents and deposition excerpts have been properly designated under the protective order in this case.

Thank you for your attention to this matter.

Very truly yours,



CHRISTINE P. SUN

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